IN THE UNITED STATES DISTRICT COURT FOR THE EASTERN DISTRICT OF NORTH CAROLINA SOUTHERN DIVISION

No. 7:14-MJ-1220-RJ-1

UNITED STATES OF AMERICA)	
v.)	ORDER
HARRY LANE HARDIE, JR.,)	
Defendant.)	

This matter came before the court today for a preliminary examination on the criminal complaint against Defendant and for a hearing on the government's motion, pursuant to 18 U.S.C. § 3142(f), to detain Defendant pending further proceedings. The government presented the testimony of William Thomas Francis, Jr., an agent with the Federal Bureau of Investigation. The court also reviewed the pretrial services report, which was prepared by the probation office and provided to the parties in advance of the hearing. Defendant was represented by counsel and presented the testimony of Gloria Covington, Defendant's mother, as a proposed third-party custodian.

The court finds that the credible information presented establishes probable cause to support the criminal complaint. In addition, having considered the record pursuant to 18 U.S.C. § 3142(g), the law requires that Defendant be detained pending further proceedings based on the following principal findings and reasons: (1) the strength of the government's case, (2) testimony by Defendant's proposed third-party custodian regarding Defendant's mental state and propensity to actout, (3) Defendant's transient living arrangement with his proposed third-party custodian, (4) Defendant's apparent substance abuse as reflected in the pretrial services report, and (4) other

findings and reasons stated in open court. Considerations cited by Defendant's counsel at the hearing as mitigating, including the testimony of Defendant's mother, do not outweigh factors

Accordingly, Defendant is committed to the custody of the Attorney General or a designated representative for confinement in a correction facility separate, to the extent practicable, from persons awaiting or serving sentences or held in custody pending appeal. Defendant shall be afforded a reasonable opportunity to consult privately with defense counsel. On order of the United States Court or on request of an attorney for the Government, the person in charge of the corrections facility shall deliver Defendant to the United States Marshal for the purpose of an appearance in connection with a court proceeding.

SO ORDERED, the 6th day of January 2015.

favoring detention.

Robert B. Jones, Jr.,

United States Magistrate Judge